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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

INVENTORS: Scott McCleskey
Robert O'Kane

ASSIGNEE: WebHound, Inc.

SERIAL NUMBER: 10/672,644
DATE FILED: 09/27/2003
CONFIRM. NO.: 8219

TITLE: METHOD AND SYSTEM FOR DOWNLOADING DIGITAL
CONTENT OVER A NETWORK

ATTORNEY DOCKET: 4472 P

Mail Stop: Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**PETITION BY AND STATEMENT IN SUPPORT OF AND ON BEHALF OF
JOINT INVENTOR FILING ON BEHALF OF OTHER JOINT INVENTOR
WHO REFUSES TO JOIN IN AN APPLICATION (37 CFR § 1.47(a))**

Honorable Commissioner for Patents:

I, a Joint Inventor of the above identified application, sign below and petition to make this application on the behalf of the non-signing inventor: Robert O'Kane, who refuses to join in the application.

This petition is accompanied by proof of the pertinent facts and the last known address of the non-signing inventor as set forth below.

The following is a statement of facts in support of filing on behalf of nonsigning inventor, Robert O'Kane:

1. I, Scott McCleskey am a Joint Inventor of the above referenced patent application. I am also a Director of WebHound, Inc. the business entity having a proprietary interest in this application.

2. This action is necessary to preserve my rights as an inventor of the claimed invention and is being done to avoid the abandonment of this application and the subsequent loss

of the filing date.

3. I have first hand knowledge of the facts recited herein.

4. My address is 265 Chipman Avenue, American Fork, Utah 84003, U.S.A.

5. Robert O'Kane is obligated by agreement with WebHound, Inc. to cooperate with the prosecution of patent applications with which he is a joint inventor.

6. From April 28, 2003 through September 27, 2003, Robert O'Kane was presented with, received and reviewed several version of the patent application. He made comments, which were largely incorporated in the application. He has read the application and asserts that he is an inventor thereof. He understands what he is being asked to sign, but refuses to sign apparently because of on-going disputes with WebHound management. I have personally discussed this application with Mr. O'Kane as has Mr. Lloyd W. Sadler our patent attorney who personally sent Mr. O'Kane copies of the application by Federal Express and Fax. Mr. Sadler has reviewed these facts and has also signed below.

7. From April 28, 2003 through June 18, 2004, Mr. O'Kane has refused to sign the declaration. In order to avoid the risk of loss of rights, this application was originally filed without declarations. This petition is being filed with the response to missing parts in order to avoid the abandonment of this application.

8. Mr. O'Kane has repeatedly refused to sign the declaration, both orally and most recently in a message sent to Mr. Sadler, dated June 18, 2004.

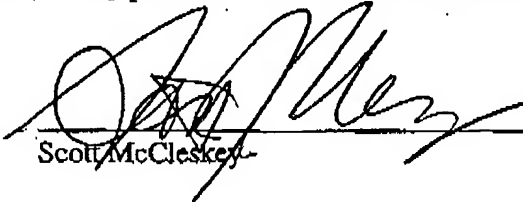
9. The only reasons expressed by Mr. O'Kane for refusing to sign the declaration is his belief that he is the sole inventor and his on-going dispute with the management of WebHound.

10. I believe in good faith that I have made significant contributions to the invention claimed in this application and am rightfully a co-inventor.

11. Mr. Robert O'Kane's last known address is:
14 Colonial Club Drive
#200
Boynton Beach
Florida, 33435
U.S.A.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States


Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.



Scott McCleskey Date 18 June 2004

The fee as set forth in § 1.17(h) (\$130.00), required by CFR § 1.47(a), is paid as follows: Credit Card Payment, as shown on the attached credit card information authorization form PTO-2038. The Commissioner is hereby authorized to charge any additional fees due and to credit any overpayment in fees to Deposit Account No. 50-0581. Thank you.

Respectfully submitted this 18th day of June, 2004.



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